

Exhibit 3

Hannah Giles

Vera v. O'Keefe

UNITED STATES DISTRICT COURT
IN AND FOR THE SOUTHERN DISTRICT OF CALIFORNIA

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JUAN CARLOS VERA, an individual, :
Plaintiff, : Case No.
v. : 10-cv-01422-L-JMA
JAMES O'KEEFE, III, an individual, :
HANNA GILES, an individual, and :
DOES 1-20 inclusive, :
Defendants. :
-----X

Videotaped Deposition of HANNAH GILES

Washington, DC

Friday, March 16, 2012

9:37 a.m.

Pages: 1 - 145

Reported by: Alda Mandell, RPR, CRR

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1 not being.

2 Q You remember it was not a red tie.

3 A Yes.

4 Q All right. As he came in with this not-red
5 tie, it contained you say a video camera in it?

6 A Yes.

7 Q And the video camera recorded both image and
8 audio.

9 A It definitely did video.

10 Q You're not sure whether it did audio?

11 A It could have done audio. I'm not sure if
12 it did.

13 Q Well, after the tape was finished, did you
14 listen to it?

15 A No.

16 Q Did you watch it?

17 A No.

18 Q Now, in addition to going in with the video
19 camera implanted in his not-red tie, he had something
20 to record audio, is that correct?

21 A Yes.

22 Q Or did you carry anything to record?

23 A I did not.

24 Q You wanted to let him do the recording?

25 A There wasn't a choice. There was no

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1 discussion about that.

2 Q And the audio recorder was what?

3 A I believe it was his phone.

4 Q His phone?

5 A Yes.

6 Q And do you know how he activated the phone
7 to cause it to record?

8 A That was his business.

9 Q So he was recording two times, twice the
10 same -- one on the camera and the other with his
11 phone, as best as you knew?

12 A Yes.

13 Q Now, when did you first meet Andrew
14 Breitbart?

15 A In person?

16 Q Well, you met him over the phone or online
17 first?

18 A Over the phone.

19 Q When did you first speak to him over the
20 phone?

21 A September 2009.

22 Q What did you say to him and what did he say
23 to you?

24 A He told me I was going to New York.

25 Q And what did you say?

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1 from O'Keefe but from Andrew Breitbart. Am I correct
2 in that?

3 A Yes.

4 Q Because you then, in December of 2009, some
5 three and a half or four months after the videotaping,
6 began to work for Andrew Breitbart.

7 A Yes.

8 Q Bigjournalism.com.

9 A Yes.

10 Q And biggovernment.com.

11 A The Breitbart, LLC.

12 Q And your position was journalist?

13 A Yes.

14 Q And what did that involve doing?

15 A Research. Lots of research. I wrote a few
16 articles for them.

17 Q Were they published on the blog site?

18 A Yes.

19 Q And where were you when you were doing the
20 work? Were you physically in California or physically
21 in Miami?

22 A I was in Miami.

23 Q You were paid how much per week, best
24 estimate?

25 A The deal was for \$60,000 a year.

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1 A He was in and out of the office. I believe
2 maybe twice.

3 Q And when he came in, how long did he remain
4 in?

5 A He said a few words to Juan Carlos and left.

6 Q And when he came back, he came back in, said
7 a few words and then left again?

8 A Possibly. Or he looked in to check to see
9 if we were still there or something.

10 Q And then went away?

11 A Uh-huh.

12 Q Uh-huh means yes?

13 A Yes.

14 Q All right. So that's the story with the
15 tall thin man, right? Yes?

16 A Tallish.

17 Q Tallish.

18 A Yes.

19 Q So the thing we knew about the tall thin man
20 is he came to the doorway, said a few words to Juan
21 Carlos, and went away. Right? Yes?

22 A Yes.

23 Q And then another time he came back, looked
24 in to see if the meeting was still going on, and then
25 went away. Is that right?

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1 Q And this large man was not in the office
2 during any time you were talking to Juan Carlos, was
3 he?

4 A No. He was the one who greeted James and I.

5 Q He greeted you on your way in. Correct?

6 A On our way in. Yes.

7 Q And then he was not a participant in the
8 conversation that you had with Juan Carlos.

9 A No.

10 Q And he was not within 20 feet of the
11 conversation that you had with Juan Carlos in his
12 office, correct?

13 A Not to my knowledge.

14 Q Well, that's all I'm asking you. And by the
15 way, do either of these mysterious characters appear
16 in the videotape that was made?

17 A Um. Yes.

18 Q And the videotape is an accurate and fair
19 representation of the events that occurred?

20 A Yes.

21 Q And it was an attempt to get everybody who
22 was present so that you could identify the people who
23 were involved in doing bad things, right?

24 A Not necessarily.

25 Q No? You weren't interested in identifying

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1 the people who were doing bad things?

2 A It was the issue we were concerned about,
3 not the people.

4 Q Other than the tall thin man and the large
5 heavy but not obese man, was there anybody else --
6 maybe was there anybody hiding under his desk? Did
7 you see like anybody who's head was popping out of the
8 desk while you were recording Mr. Vera?

9 A No. And I'm sure that would scare me, if
10 there was.

11 Q I bet it would. Did you see anybody maybe
12 up hiding in the rafters or in the ceiling?

13 MR. KEARNEY: Gene.

14 MR. IREDALE: Or anything like that?

15 A No, sir.

16 BY MR. IREDALE:

17 Q Okay. Anybody else other than the tall thin
18 man and the heavy but not obese man that was in the
19 large ACORN office that day with yourself?

20 A Not that I saw.

21 MR. IREDALE: All right. Let's take a break
22 if we could for about five minutes.

23 (A recess was taken.)

24 THE VIDEO OPERATOR: Going off record at
25 11:42:08.

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1 Says you can be reached through him.

2 A Yes.

3 Q And was that in his pimp role as well so
4 that nobody could reach you except going through him?

5 A Possibly.

6 Q Let me go to page 4. Now, do you remember
7 that Juan Carlos left the room a second time for a
8 brief period?

9 A I do now.

10 Q And then when he came back, the recording
11 continued.

12 A Yes.

13 Q At some point O'Keefe says wait. Before you
14 begin um can you -- this is confidential, right? And
15 Juan Carlos said yeah. Am I correct?

16 A Yes.

17 Q And James says thank you. Right?

18 A Yes.

19 Q Then you say it's like it's not being
20 recorded or anything.

21 A Correct.

22 Q And Juan Carlos said no no no. Right?

23 A Yes.

24 Q But of course it was being recorded.

25 A Yes.

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1 Q You just didn't bother to tell him that.

2 A Right.

3 Q You didn't want to tell him that.

4 A No.

5 Q You wanted to act like you were afraid it
6 might be recorded so that he would think for sure it
7 wasn't being recorded. Yes?

8 A Yes.

9 Q Let's go to page 7 if we could. At some
10 point during this time, do you remember the phone
11 ringing, Juan Carlos picking it up and speaking in
12 Spanish?

13 A Yes.

14 Q And then after he hung up the phone, he
15 resumed speaking with you.

16 A Yes.

17 Q Let's go to page 17 if we could. In the
18 middle of the page O'Keefe said she gets paid hundreds
19 of dollars per visit so we -- we're raking an income.
20 We expect when the -- when the -- when the girls come
21 over, we expect making about, you know, \$100 on each
22 of these girls a day so we're looking at over \$1,000 a
23 day of income.

24 Do you remember him saying that?

25 A Sure. I see it here and I believe it here.

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1 When you came back, there was a discussion,
2 another discussion now, that took place on the
3 stairwell.

4 A Yes.

5 Q It was between you and Juan Carlos and
6 Mr. O'Keefe.

7 A Correct.

8 Q I believe there was a discussion about your
9 having earned \$2500 for your work for the weekend.

10 A Probably.

11 Q And then you had -- you say your house
12 rental, food and pool.

13 Do you remember that?

14 A Included in the expenses.

15 Q Now, during this conversation on the
16 stairwell, there was no one else present, correct?

17 A Not that I know of.

18 Q The tall man had gone somewhere else?

19 A He was not there.

20 Q The heavy but not obese man had gone
21 somewhere else?

22 A He was not there.

23 Q So it was just the three of you?

24 A Yes.

25 Q Nobody lurking around the --